## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names,

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled POLYAXIAL PEDICLE SCREW SYSTEM the specification of which (check one)

X	is attached hereto	
	was filed on	
Appli	cation Serial No.	_
And was an	nended on (or amended through	
		(If applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign

application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed		
Number	Country	Date Filed	Yes	- <u></u> No	

We hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, We acknowledge the duty to disclose material information as defined in Title 37 Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

60/445,524	February 7, 2003	pending	
Appl'n. Serial No.	Filing Date	Status	

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office

connected therewith: SCOTT W. KELLEY, Registration No. 30,762; JOHN D. BAUERSFELD, Registration No. 24,496; STUART O. LOWRY, Registration No. 26,563; JOHN E. KELLY, Registration No. 24,269; GARY D. MANN, Registration No. 34,867; AARON T. BORROWMAN, Registration No. 42,348; and MATTHEW J. SPARK, Registration No. 43,453.

Direct all telephone calls to Aaron T. Borrowman, Esq. at telephone No. (818) 347-7900.

Address all correspondence to:

Aaron T. Borrowman
KELLY BAUERSFELD LOWRY & KELLEY, LLP
6320 Canoga Avenue, Suite 1650
Woodland Hills, California 91367

Full name of first, joint inventor: ARTHIT SITISO

Inventor's signature:

Residence: 14078 Hoyt Street

Arleta, California 91331

Citizenship: United States of America

Post Office Address: 14078 Hoyt Street

Arleta, California 91331

Full name of second, joint inventor: JOHN WAGNER
Inventor's signature:

Date: 32 04 , 2004

Residence: 10442 Larwin Avenue
Chatsworth, California 91311

Citizenship: United States of America

Post Office Address: 10442 Larwin Avenue
Chatsworth, California 91311

Full name of third, joint inventor: FRANK BAILLY
Inventor's signature:

Date: 399 Evening Shade Drive
San Pedro, California 90731

Citizenship: United States of America

San Pedro, California 90731

Post Office Address:939 Evening Shade Drive